

SEP 26 2006

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NAME: Examiner Pia F. Tibbits/Art Unit 2838

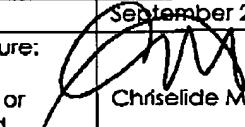
FAX TELEPHONE NO. 571.273.8300

MESSAGE SENT BY: Daniel C. Crilly, Esq.

DATE: September 26, 2006

PAGES: (including cover).....23

MESSAGE: Please see attached Transmittal Form (1 page); Amendment under 37 C.F.R. § 1.116 (20 pages) and an Applicant Initiated Interview Request form (1 page) in connection with U.S. Appl. Serial No. 10/604,703. Thank you.

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SEP 26 2006

PTO/SB/21 (09-04)

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TRANSMITTAL FORM		Application Number 10/604,703
		Filing Date August 11, 2003
		First Named Inventor David Elder
		Art Unit 2838
		Examiner Name Pia F. Tibbits
Total Number of Pages in This Submission 23		Attorney Docket Number 013476-05187

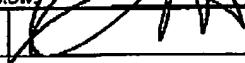
ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Applicant Initiated Interview Request form (1 page)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	BRINKLEY, MORGAN, SOLOMON, TATUM, STANLEY, LUNNY & CROSBY, LLP		
Signature			
Printed Name	DANIEL C. CRILLY		
Date	September 26, 2006	Reg. No.	38,417

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Typed or printed name	Chriselide Mendez
Date	September 26, 2006

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RECEIVED
Applicant Initiated Interview Request Form CENTRAL FAX CENTERApplication No.: 10/604,703
Examiner: TibbittsFirst Named Applicant: David Elder SEP 26 2006
Art Unit: 2838 Status of Application: Finally RejectedTentative Participants:
(1) David Elder(2) Daniel Crilly (5) Examiner Eastham(3) William Weiss(4) Examiner TibbittsProposed Date of Interview: Oct. 16, 2006Proposed Time: 10:00 (AM/PM)

Type of Interview Requested:

(1) [] Telephonic (2) Personal (3) [] Video ConferenceExhibit To Be Shown or Demonstrated: YES

[] NO

If yes, provide brief description: Working prototype of invention

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior	Discussed	Agreed	Not Agreed
(1) <u>Rej.</u>	<u>88,104,105</u>	<u>Art Exhibit Switch Brochure</u>	[]	[]	[]
(2) <u>Rej.</u>	<u>88,104,105</u>	<u>Rodriguez</u>	[]	[]	[]
(3) <u>Rej.</u>	<u>88,104,105</u>	<u>Leppo</u>	[]	[]	[]
(4)			[]	[]	[]
[] Continuation Sheet Attached					

Brief Description of Arguments to be Presented:

Cited references do not disclose or suggest all elements recited in the claims

An interview was conducted on the above-identified application on _____.

NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Eric C

Applicant/Applicant's Representative Signature

Examiner/SPE Signature

Daniel C. Crilly

Typed/Printed Name of Applicant or Representative

38,417

Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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